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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

1 | CHARLENE M. OLER,

2 Plaintiff,

3 | VS.

CASE NO. C 03 3701 VRW

## **STIPULATION AND [PROPOSED] ORDER**

HARTFORD LIFE AND ANNUITY  
INSURANCE COMPANY;  
CHERYL L. LOVE, Examiner,  
HARTFORD LIFE AND ANNUITY  
INSURANCE COMPANY; RENEE  
LUGO, HARTFORD LIFE AND  
ANNUITY INSURANCE COMPANY;  
and DOES 1 through 9.

## Defendants.

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1 Plaintiff Charlene M. Oler ("Oler") and Defendant Hartford Life and Annuity  
2 Insurance Company ("Hartford"), hereby stipulate and request as follows:  
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4 The parties are currently scheduled to participate in a mediation before Mr.  
5 Martin Quinn at JAMS in San Francisco on Thursday, December 15, 2005. (The  
6 parties had previously planned to attend a mediation in November but had to  
7 reschedule it due to a scheduling conflict.) The parties are currently scheduled to  
8 file motions for partial summary judgment so that they can be heard on or before  
9 January 19, 2006. As such, motions would have to be filed by December 12, 2005,  
10 three days before the parties' mediation. The parties therefore request that the  
11 motion hearing date be continued for approximately thirty days, so that the parties  
12 have an opportunity to explore settlement prior to incurring the costs for preparation  
13 and filing of motions for summary adjudication. The parties also request this  
14 continuance, because they are concerned that it may be more difficult to reach a  
15 settlement in this matter after the costs and resources for preparing dispositive  
16 motions has been expended. The parties do not seek a continuance of the Trial and  
17 Pre-trial Conference dates in this stipulation. (The parties previously sought and  
18 were granted one extension of the pre-trial dates.)

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1 Wherefore, the parties respectfully request that the last day for hearing  
2 dispositive motions be continued from January 19, 2006 to February 21, 2006, to  
3 allow the parties sufficient time to attempt to resolve this matter, prior to filing  
4 motions for summary adjudication.

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6 DATED: November 28, 2005

OLER & OLER  
CURTIS G. OLER  
CREIGHTON G. OLER

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9 DATED: November 28, 2005

CURTIS G. OLER  
Attorneys for Plaintiff CHARLENE M. OLER

GALTON & HELM LLP  
DANIEL W. MAGUIRE  
EDITH S. SHEA

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14 By: s/ Curtis G. Oler  
15 CURTIS G. OLER  
16 Attorneys for Plaintiff CHARLENE M. OLER

17 **O R D E R**

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19 IT IS HEREBY ORDERED that the hearing date for dispositive motions be  
20 continued from January 19, 2006 to ~~February 21, 2006~~ Feb. 23, 2006 at 2:00 pm

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22 DATED: 12/2/2005

